

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA**

PEGGY R. FREEMAN,

Plaintiff

VS.

JO ANNE B. BARNHART,
Commissioner of the Social Security
Administration,

Defendant.

CIVIL ACTION NO. 04-1179-F


JUDGMENT AND ORDER OF REMAND UNDER SENTENCE FOUR

On examination of the Unopposed Motion to Remand by Defendant (Court Docket # 19) and review of the file, the Court finds:

1. Judgment should be entered reversing the decision of the Commissioner and remanding this case to the Defendant for further administrative action pursuant to sentence four of § 205(g) of the Social Security Act, 42 U.S.C. § 405(g). *Melkonyan v. Sullivan*, 501 U.S. 89 (1991).
2. Upon remand, the Administrative Law Judge (ALJ) will:
 - a. Update the record regarding Plaintiff's impairments.
 - b. Re-evaluate the severity of Claimant's alleged mental impairment.
 - c. Re-evaluate the credibility of Claimant's subjective complaints.
 - d. Otherwise, develop the administrative record as appropriate and necessary.

IT IS SO ORDERED, ADJUDGED AND DECREED.

Dated this 28th day of April, 2005.


STEPHEN P. FRIOT
UNITED STATES DISTRICT JUDGE